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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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EXAMINER

HOANG, PHUONG N

ART UNIT PAPER NUMBER

2126

DATE MAILED: 12/22/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/955,331

Applicant(s)

SASNOWITZ, HAROLD

Examiner

Phuong N. Hoang

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 19 September 2001.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1 - 21 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1 - 3, 8 - 10, 12 - 15, and 20 - 21 is/are rejected.
- 7) ☒ Claim(s) 4 - 7, 11, and 16 - 19 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 19 September 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>9/19/01</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. Claims 1 - 21 are pending for examination.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. **Claims 20 is rejected under 35 U.S.C. 102(b) as being anticipated by Witek, US patent no. 6,253,188.**

3. **As to claim 20**, Witek teaches a computer implemented system for providing information concerning subject matter having multi-parameter configurations (selection parameters, col. 13 lines 60 – col. 14 lines 15, and col. 15 lines 5 – 10), the system including records (ad records, col. 13 lines 65 – 67) for desired multi-parameter configurations, each of the parameters having a plurality of options (each primary selection parameter has an associated record filed value, col. 15 lines 25 – 65), one of the options for each parameter corresponding to the configuration (associated field number used for purpose of identifying the parameter in connection with the an ad

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search request to be described (col. 16 lines 5 – 20), each of the records (each ad record including, col. 13 lines 65 – 67) including:

an identifier (identification number identification number used to designate the primary selection parameters in connection with ad record search, col. 13 lines 60 – col. 14 lines 10, and col. 15) for the desired multi-parameter configuration, the identifier including a digit for each parameter (parameters are taken as specific numeric value, col. 15 lines 35 – 45) of the multi-parameter configuration, and

information concerning the subject matter having the multi-parameter (the subject matter based on selection parameters, col. 18 lines 1 – 8) configuration identified by the identifier (record are identified by record identification number, a set of primary selection parameters 60, col. 13 lines 60 – col. 14 lines 15).

Claim Rejections - 35 USC § 103

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. **Claims 1 – 2, 8 – 10, and 12 – 14 are rejected under 35 U.S.C. 103(a) as being unpatentable over Witek, US patent no. 6,253,188.**

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6. **As to claim 1**, Mitek teaches a method for identifying a configuration using an identifier (identification number, col. 13 lines 60 – col. 14 lines 10) having a plurality of digits, the configuration having a plurality of parameters (selection parameters, col. col. 13 lines 60 – col. 14 lines 15, and col. 15 lines 5 – 10) and each of the parameters having a plurality of options (each primary selection parameter has an associated record filed value, col. 15 lines 25 – 65), one of the options for each parameter corresponding to the configuration (associated field number used for purpose of identifying the parameter in connection with the an ad search request to be described (col. 16 lines 5 – 20), the method including steps of:

assigning each digit of the identifier to a different parameter (field identification number used to designate the primary selection parameters in connection with ad record search and parameters are taken as specific numeric value, col. 13 lines 60 – col. 14 lines 10, and col. 15) of the configuration,

assigning a value to each option for each parameter of the configuration (The record field referenced value 68 of each of the respective fields referenced with illustrative index 1 to N is a four byte binary value, col. 15 lines 25 – 30), and

Mitek teaches selection parameter fields also have an associated field number used for purpose of identifying the parameter in connection with the an ad search request to be described (col. 16 lines 5 – 20).

It would have been obvious to one of ordinary skill in the art to recognize that Mitek constructs the associated field number associated with parameter would be used for constructing the identifier based on the value of each option corresponding to the

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configuration because the parameter is constructed based on the identification number (identification number identification number used to designate the primary selection parameters in connection with ad record search and parameters are taken as specific numeric value, col. 13 lines 60 – col. 14 lines 10, and col. 15).

7. **As to claim 2**, Mitek teaches the steps of selecting a radix for the identifier (radix for the identification number, col. 15 lines 20 – 25), the radix is greater than the greatest number of parameters of the configuration (As in the case of category and subcategory identifications, radix could be used, col. 15 lines 20 – 25).

Mitek does not explicitly teach the step of the radix being equal to or greater than the greatest number of options for a parameter of the configuration.

It would have been obvious to one of ordinary skill in the art at the time the invention was made to modify the system to make use of radix for the number of options for a parameter as a design choice.

8. **As to claim 8**, this is the method claim of claim 1. See rejection for claim 1 above.

9. **As to claim 9**, Mitek teaches the step of assigning to an option for a parameter in excess of the tenth option is represented by a letter of the alphabet (N, col. 16 lines 25 – 35 and col. 16 lines 5 – 24).

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10. **As to claim 10**, Mitek teaches the step of wherein the options for a parameter include more than one set of options (the record field value 68 for each of the respective fields, col. 15 lines 25 – 30).

11. **As to claim 12**, this is the method claim of claim 8. See rejection for claim 8 above.

12. **As to claim 13**, this is the method claim of claim 1. See rejection for claim 1 above.

13. **As to claim 14**, see rejection for claim 2 above.

14. **Claims 3 and 15 are rejected under 35 U.S.C. 103(a) as being unpatentable over Witek, US patent no. 6,253,188 in view of Reach, US patent no. 4,381,554.**

15. **As to claim 3**, Mitek teaches the step of the digits of the identifier ranging from at least significant rightmost digit having a digit place of one to a most significant leftmost digit, each digit to the left of the least significant rightmost digit having a digit place equal to one plus the digit place of the immediate adjacent right digit (digit range from 01 – 99).

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Mitek does not explicitly teach the step of assigning an exponent to each digit of the identifier and the exponent being equal to the digit place minus one

Reach teaches the step of assigning an exponent to each digit of the identifier (identification of the proper positive or negative exponent, col. 2 lines 53 – 60).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teaching of Mitek and Reach's system because Reach's exponent would provide the easy way of calculation for storing source data, and so easy to retrieve.

16. **As to claim 15**, see rejection for claim 15 above.

17. **Claims 21 is rejected under 35 U.S.C. 103(a) as being unpatentable over Witek, US patent no. 6,253,188 in view of Dyer, US patent no. 6,725,235.**

18. **As to claim 21**, Mitek does not teach the step of the multi-parameter configuration identified by the identifier includes an illegal configuration reference if the multi-parameter configuration is not valid for the subject matter.

Dyer teaches the step of the multi-parameter configuration is not valid (symbol represented..... invalid value, col. 4 lines 52 – 67).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine teaching of Mitek and Dyer's system because Dyer's

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identifying invalid parameter would prevent invalid data in the database to prevent the crash when trying retrieving data that including invalid data.

Allowable Subject Matter

19. Claims 4 – 7, 11, and 16 – 19 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Conclusion

20. The prior art made of record but not relied upon request is considered to be pertinent to applicant's disclosure.

Agrawal et al, US patent no. 6,324,533, demonstrating a database and data mining system.

Abdo et al, US patent no. 6,725,223, demonstrating a method for storing data format using binary radix tree.

21. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Phuong N. Hoang whose telephone number is


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(571)272-3763. The examiner can normally be reached on Monday - Friday 9:00 am to 5:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Meng-Ai An can be reached on (571)272-3756. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Ph
December 7, 2004


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